IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6313 of 2001

For Approval and Signature:

Hon'ble MR.JUSTICE H.K.RATHOD

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

JAYANTIBHAI TALSHIBHAI PATEL

Versus

ARVINDGIRI BHAGVANGIRI

Appearance:

1. Special Civil Application No. 6313 of 2001

MR BJ JADEJA for Petitioner No. 1

MR HM JADEJA for Petitioner No. 1

MR AJ PATEL for Respondent No. 1

CORAM : MR.JUSTICE H.K.RATHOD

Date of decision: 15/10/2001

ORAL JUDGEMENT

Heard learned advocate Mr. Jadeja for the petitioner and Mr. A.J.Patel, learned advocate for the

respondent. In this petition, by order dated 6.8.2001, this court has issued rule and notice as to interim relief. Notice as to interim relief was made returnable on 27.8.2001. Pending hearing and further orders, the parties have been directed to maintain status quo as regards the land in question. Thereafter, the matter was notified on 27.8.2001 for hearing and was adjourned to 10th September, 2001 and thereafter, with the consent of the learned advocates for the parties, it has been taken up for final hearing today.

Considering the submissions made at the Bar by the learned advocates for the respective parties and also considering the consensus arrived at between the learned advocates for the parties, the order dated 14th June, 2001 passed by the Gujarat Revenue Tribunal in Revision application bearing No. Ten.BA.33 of 1993 is stayed with a direction to the Mamlatdar and A.L.T. Petlad to complete the proceedings in respect of the respective parties under section 32(O) within three months from the date of receipt of the certified copy of this order. Meanwhile, both the parties namely petitioner and the respondents are directed to maintain status quo in respect of the land in question. In view of these orders passed on the basis of the consensus arrived at between the learned advocates for the parties, present petition is disposed of. Rule is discharged. There shall be no order as to costs.

15.10.2001. (H.K.Rathod,J.)

Vyas